

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for March 9, 2010**

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, March 9, 2010 at 1:00 P.M. Present were Chairman Coutu and Commissioners Preiss, Richard, Jasparro, Pearson, Walker, Dias and Filippi. Vice Chairman Newbrook and Commissioners Jackson and Blackburn were absent. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #070396: Mr. Frank Labriola, for the property located at 159 Atlantic Avenue, Westerly. DSFM Kaitlyn Foley appeared for the State Fire Marshal's office. Commissioner Richard made a motion, seconded by Commissioner Filippi, to direct the Applicant to extend the dry sprinkler system into the dining room that connects to the deck area prior to re-occupancy of the facility for the summer 2010 season. The motion was unanimous.

APPEAL #080005: Ms. Debra McCarron, for the property located at 1169 Putnam Pike, Chepachet. ADSFM Dennis Foster appeared for the Chepachet Fire District Fire Marshal's office. Commissioner Dias made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance of thirty (30) days in which to prepare and

have approved plans for the installation of a fire alarm system and a key access box within this facility, and an additional 120 days in which to install the above system and access box. The Chepachet Fire Marshal is authorized to extend the above deadline for good faith efforts being shown by the Applicant. The motion was unanimous.

APPEAL #100023: Tyo-Ristaino Corp., for the property located at 2168 Putnam Pike, Chepachet. DSFM Cynthia Dehler appeared for the State Fire Marshal's office. Commissioner Walker made a motion, seconded by Commissioners Dias, Filippi and Richard, to grant the following relief. The Applicant is directed to clean out the second floor within thirty days, at the direction and to the satisfaction of the State Fire Marshal's office. There shall be no public use of the second floor, and shall be maintained for storage only. The Applicant is granted a variance, based on structural hardship, to be able to maintain the stairway leading to the second story at its current dimensions. The Applicant is allowed to maintain this facility with only one means of egress from the second story, provided there is no public access to the second floor and that it remains used for storage only. The motion was unanimous.

APPEAL #050396A, 050405A, 050416A, 050412A, 050418A, 050433A: Mr. Harry Bilodeau, for the properties located at 40 Stenton Avenue, 50 Blackstone Boulevard, 218 Waterman Street, 71-77 Medway Street, 428 Hope Street and 154 Waterman Street in Providence. ADSFM Lisa Krapf and Christopher Dillon appeared for the Providence Fire

Marshal's office. Chief of Inspections Scott Caron appeared for the State Fire Marshal's office. Commissioner Preiss made a motion, seconded by Commissioner Dias, to grant the Applicant a time variance of thirty (30) days in which to present plans to the Providence Fire Marshal's office for the upgrade of the fire alarm systems in the above six (6) facilities and an additional 120 days for the Applicant to complete those plans. The motion was unanimous.

APPEAL #100051: F.H. Frnech, for the property located at 1405 South County Trail in East Greenwich. Chief John McKenna and ADSFM Stephen Hughes appeared for the East Greenwich Fire Marshal's office and Chief of Inspections Scott Caron appeared for the State Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioner Jasparro, to direct the applicant to submit plans to the East Greenwich Fire Marshal's office within two (2) weeks. If, after the plans are reviewed, the Applicant is still in need of relief, he may return to the Board on April 13, 2010.

Correspondence: Warwick Fire Marshal's request for an amended decision in the Property Advisory Group's file numbers 050367, 050368, 050632, 050370, 050371, 050369, 050372, 050373, 050374, 050375, 050376, 050377, 050378, 050633, 050634, 050379, 050380, 050381, 050382, 050383, 050638, 050639, 050640, 050384, 050641, 050642, 050643, 050644, 050645, 050646, 050647, 050648, 050385, 050388, 050387, 050635, 050636 050637. Commissioner Richard made a motion, seconded by Commissioner Dias, to amend the decision in

the above cases to reflect the correct compliance date of December 1, 2008 for the properties identified on the Applicant's matrix as Chatham Village in Providence, East Shore in East Providence, Hamilton in North Providence and Trafalgar in East Greenwich (physical location is Warwick – mailing address is East Greenwich). The subject facilities will be re-inspected within thirty (30) days. The Applicant is directed to submit plans for the upgrade of the fire alarm system at the Trafalgar complex to the Warwick Fire Marshal within thirty (30) days from the hearing date and to complete the installation/upgrade of the fire alarm system within 120 days from the initial thirty-day period. The motion was unanimous.

Respectfully submitted

Carol Marsella